

**APPLICATION OF EDWARD R. ARDINI, JR.
TO THE APPELLATE JUDICIAL COMMISSION FOR THE
JUDGE ELLIS VACANCY
MISSOURI COURT OF APPEALS, WESTERN DISTRICT**

***RESPONSES TO THESE QUESTIONS, INCLUDING ATTACHMENTS THERETO,
WILL BE MADE PUBLIC IF THE APPLICANT IS NOMINATED FOR THIS VACANCY***

1. Present principal occupation or title: Counsel to the Governor of Missouri
2. Are you at least 30 years of age? Yes (X) No ()
3. (a) How many years have you been a citizen of the United States? 49 Years

(b) How many consecutive years immediately preceding your application have you been a qualified voter of Missouri? 23 Years
4. State the date you were admitted to The Missouri Bar and whether your license is in good standing. If not, explain in detail.

I was admitted to the Missouri Bar on October 2, 1992 and my license is in good standing.
5. List any other states, courts, or agencies in which you are licensed as an attorney.

In addition to the State of Missouri, I am also admitted to practice in the Commonwealth of Massachusetts. I placed my Massachusetts license in inactive status several years ago.
6. (a) State the name and address of all colleges and universities attended, *other than* law school, together with the dates and degrees received.

Name	Address	Dates Attended	Degree
Merrimack College	315 Turnpike St. North Andover, MA 01845	August 1984 – December 1988	Bachelor of Arts – Political Science

(b) List/describe any college or university activities, scholastic achievements and other awards or honors you think are relevant to the commission's decision.

I attained Dean's List status (Spring 1988; Fall 1988). I participated in a variety of organizations relating to my political science studies including the Political Science Club and the College Democrats. Although it did not include class credit, I interned with the Massachusetts House of Representatives during the summer of 1985 in order to gain a better understanding of the legislative process. In addition, I was selected to participate in a public service internship program during the spring of 1988 that involved assisting the Andover (MA) Police Department critically examine its policies and procedures for the purpose of achieving accreditation status.

7. (a) State the name and address of all law schools attended together with the dates and degrees received.

Name	Address	Dates Attended	Degree
New England School of Law	154 Stuart Street Boston, MA 02116	August 1989 – May 1992	J.D.

(b) List/describe any law school activities, scholastic achievements and other awards or honors you think are relevant to the commission's decision.

I was a member of the Dean's List for all semesters and received the New England Scholar Award for superior academic achievement during the 1991-1992 academic year. I was selected to be a member of The New England Journal on Criminal and Civil Confinement following the completion on my first year and later served as Symposium Editor. Associated with my role with the Journal, during the 1990 and 1991 fall semesters, I was a member of a group that met with inmates at the Middlesex County House of Correction on a weekly basis to discuss the law. In addition, I was accepted into a criminal procedure practice clinic that allowed me, as a third year law student, to prosecute criminal cases in the Dorchester District Court on behalf of the Suffolk County District Attorney's Office.

8. State, in chronological order (starting with the earliest employment) *significant non-law-related employment* prior to law school and to the present. To the extent reasonably available to you, include the name and address of each employer and the dates of employment.
- Stop & Shop Supermarket, Marshfield, MA, Summer 1982-Summer 1983; front-end employee
 - General Cinemas, Hanover, MA, Summer 1983-Summer 1984; cleaning crew
 - Massachusetts House of Representatives, Massachusetts State House, Boston, MA; Summer 1985; internship
 - Markings, Inc., 30 Riverside Drive, Pembroke, MA, Summer 1986; Painting of traffic/parking markings
 - Hanover Public Schools, 188 Broadway, Hanover, MA, Spring 1987-Summer 1987; Spring 1989-Summer 1989; substitute teacher
 - Northern Financial, Hanover, MA, Summer 1987; marketing/mortgages
 - Pembroke-Hanover Elks Lodge, Hanover, MA, Winter 1988 to Fall 1989; facility manager
9. State, in chronological order (starting with the earliest employment) *all law-related employment* from the beginning of law school to the present. To the extent reasonably available to you, include the name and address of each employer, the dates of employment, and describe the positions you have held, e.g., associate, partner, law clerk, general counsel.
- Johnson, Mee and May, P.C., 6 Whittier Place, Boston, MA, 02114, Fall 1990-Fall 1991; law clerk
 - Quinlan and Sadowski, P.C., (new location) 11 Vanderbilt Avenue, Norwood, MA 02062; Fall 1991-Spring 1992; law clerk
 - Office of the Missouri Attorney General, P.O. Box 899, Jefferson City, MO 65102. I was employed at the Missouri Attorney General's Office from August 3, 1992 to January 12, 2009. After serving as an assistant attorney general for six years, I was named Chief Counsel of the Public Safety Division. This was a newly established division with responsibility over the criminal prosecutions handled by the Attorney General's Office as well as providing legal representation to the Missouri Department of Public Safety. In 2003, I was promoted to the position of Counsel to the Attorney General and served in that role until January 12, 2009.

- Office of the Governor, P.O. Box 720, Jefferson City, MO 65102. I have held the position of Counsel to the Governor since January 12, 2009.
10. If, as a student, you were suspended, placed on probation or expelled by school authorities for any reason, describe the circumstances.

Not applicable

11. Describe the nature of your experience in trial and appellate courts and explain how they demonstrate the quality of your legal work. *(You either may take as much space as you need here or attach your response on separate sheets. It is your responsibility to redact any confidential information.)* Include in your response:
- a) **Appellate Experience:** Please include a representative list of cases you have briefed and/or argued (if you are a judge, include representative cases from your practice prior to your judicial appointment) including, to the extent reasonably available to you, the style, date, and court and, if published, the citation; identify the client(s) you represented and opposing counsel; and give a one-paragraph description of the case and your role.
 - b) **Trial-Level Experience:** Please include a representative list of cases and/or administrative hearings you have handled (if you are a judge, include representative cases from your practice prior to your judicial appointment) including, to the extent reasonably available to you, the style, date, and court; identify who you represented and opposing counsel; state whether the case was disposed of following a jury trial, bench trial or at what other stage; and give a one-paragraph description of the case and your role.
 - c) **Judicial Experience:** If you are a judge, commissioner, or are serving or have served in other judicial capacity, please describe the nature and extent of your judicial responsibilities, including the dates you have served as a judge at each level, the types of dockets you have handled and any special expertise you have developed that you believe is relevant to your qualifications for the position for which you are applying.

I had the opportunity to litigate a variety of cases while employed with the Office of the Attorney General. I initially handled numerous actions on behalf of state agencies before administrative tribunals and in the circuit court on judicial review. My practice quickly transitioned to special litigation matters with an emphasis on those involving public officials. I handled enforcement actions referred by the Missouri Ethics Commission, quo warranto investigations as well as civil litigation and criminal prosecutions. In addition, I was involved in a civil RICO

action brought against participants in the Second Injury Fund scandal and in matters relating to the impeachment of Secretary of State Judith Moriarty.

In 1999, I was appointed Chief Counsel of the Public Safety Division. This was a newly formed division with a heavy litigation practice. In addition to handling special prosecutions ranging from misdemeanor to death penalty cases and civil and criminal litigation initiated in state and federal court by the Medicaid Fraud Control Unit, my division included the Workers Compensation Fraud and Noncompliance Unit, Methamphetamine Unit, and the Sexually Violent Predator Unit. The division also provided legal advice and litigation representation to the agencies of the Missouri Department of Public Safety. As Chief Counsel, I had the opportunity to be personally involved in a diverse caseload in the trial courts across Missouri ranging from grand jury proceedings in Newton County, child sex prosecutions in Scott County, and what was believed to be the first-ever action brought under a newly enacted statute that permitted an individual to obtain post-conviction DNA testing when such testing had not been available at the time of their trial.

I was Counsel to the Attorney General over my final six years at the Attorney General's Office. In this capacity, I worked with the various divisions of the office to determine the proper course of litigation, to provide filing and settlement authority and to personally engage in litigation. I was also involved in death penalty litigation leading up to each scheduled execution.

Below is a representative listing of some of the appellate and trial court litigation which I have handled during my career.

a) Appellate Experience

- *State of Missouri v. Michael Smith*, 971 S.W.2d 350 (Mo. App. E.D. 1998)

I represented the State in this criminal appeal following Mr. Michael Smith's convictions for first degree burglary and felonious restraint. Mr. Smith was represented by Mr. Craig Johnston. The case raised issues relating to the sufficiency of the evidence and the prejudicial impact of the disclosure of Mr. Smith's alias to the jury. The Court of Appeals rejected these claims and affirmed the convictions.

- *Darrell Angle v. Missouri Dental Board*, 911 S.W.2d 325 (Mo. App. W.D. 1995)

I represented the Missouri Dental Board in the appeal of this disciplinary action directed against the appellant for incompetent performance of dental services. The appellant was represented by Mr. James Riner. Following an Administrative Hearing Commission finding that cause existed to discipline appellant's dental license, the Dental Board suspended his license for a period of six months and placed it on probation for 5 years. The Circuit Court of Cole County affirmed the findings of the Administrative Hearing Commission. I briefed and argued this appeal before the Western District Court of Appeals. The decision below was affirmed.

- *In the Matter of the Impeachment of Judith K. Moriarty* (Missouri Supreme Court)

I co-authored an Amicus Curiae brief filed on behalf of the Attorney General in the impeachment proceedings against Secretary of State Judith K. Moriarty. The brief addressed the impact of the Secretary of State's criminal case on the issues presented in her impeachment matter.

- *State ex inf. Nixon v. Michael Corley*, 896 S.W.2d 931 (Mo. 1995)

I represented the Attorney General in this quo warranto action brought against the President of the Board of Education for the Rockwood School District. Opposing counsel was Mr. Robert Baine. It was alleged that Mr. Corley had violated the nepotism provision found in Article VII, Section 6 of the Missouri Constitution by participating in the hiring of his son as a teacher with the Rockwood School District. While the minutes of the relevant board meeting reflected that Mr. Corley had abstained from the pertinent vote, several board members and the board secretary submitted affidavits confirming that he had in fact participated in the vote. The circuit court had granted summary judgment for Mr. Corley finding that the parol evidence rule barred consideration of any evidence – including the affidavits – to refute the board's minutes. On appeal, the Missouri Supreme Court found that while generally the minutes of a public body cannot be attacked, a nepotism action is brought against an individual member and is not directed against an action of the board. As such, the parol evidence rule did not bar the use of extrinsic evidence such as the affidavits. Since the affidavits created a genuine issue of material fact, the circuit court's entry of summary judgment was reversed and the matter was remanded for trial. I was assisted in this appeal by Mr. Don Downing.

- *Glen Baugus v. Director of Revenue*, 878 S.W.2d 39 (Mo. 1994)

I successfully represented the Director of Revenue and the Missouri Motor Vehicle Commission in this action challenging implementation of legislation relating to vehicle titles being labeled “prior salvage.” The appellant was represented by Mr. John Landwehr. I handled the case in the circuit court and wrote the brief on appeal. The Missouri Supreme Court affirmed the decision of the circuit court.

b) Trial Level Experience

- *State of Missouri v. Jackson Neely* (Butler County Case; Change of Venue to Carter County; Trial Held in Howell County)

The defendant was charged with first degree murder in the killing of Ms. Terri Bell. The State of Missouri sought the death penalty. The defendant was represented by Mr. Robert Wolfrum. The case was tried before the Honorable Jack Garrett. Following a one week trial, the defendant was found guilty and the case proceeded to the penalty phase. The jury recommended and the trial judge imposed a sentence of life without eligibility for parole or probation.

- *State of Missouri v. Andrew Cella, et al.* (45R019600530-01)(Lincoln County)

This was a criminal prosecution brought against eighteen members of an anti-government group. The defendants represented themselves at trial. The Honorable Fred Rush presided over the trial. The defendants, who recorded liens against an associate circuit judge, a highway patrol trooper and a local prosecutor in an effort to intimidate them in the handling of a traffic citation issued against a relative of one of members of the group, were charged with tampering with a judicial officer. The trial lasted nearly two weeks and was disrupted multiple times by the actions of the defendants and their supporters. At the conclusion of the trial, each defendant was found guilty. The Eastern District Court of Appeals reversed the convictions on grounds that a request for a change of judge should have been granted the defendants. The case was retried before the Honorable Glenn Norton and the defendants were again found guilty.

- *State of Missouri v. Melvin Lenk* (Case No. 2197R-01733B) and *George Castle* (Case No. 2197R-01733A)(St. Louis County)

This criminal prosecution involved additional anti-government co-defendants from the aforementioned case. These defendants, represented by Ms. Mary Joe Smith, had their cases severed from the Lincoln County case and moved to St. Louis County. These cases were consolidated for trial before the Honorable James Hartenbach. Following a multiple day trial, both defendants were found guilty of tampering with a judicial officer.

- *State of Missouri v. Gary Melton* (Christian County)

The Christian County Treasurer was charged with embezzling \$625,000 of county funds. The defendant was represented by Mr. Dean Price. The Honorable Theodore Scott presided over the case. On the morning of trial, the defendant entered a plea of guilty and was sentenced to seven years in prison.

- *State of Missouri ex inf. Nixon v. Michael Corley* (Case No. 21665938-01)(St. Louis County)

This quo warranto action was filed to remove Michael Corley from the Rockwood School District Board of Education for violating the nepotism provision found in Article VII, Section 6 of the Missouri Constitution. Multiple members of the school board and the board secretary testified that Mr. Corley had voted to hire his son as a teacher with the school district and that the minutes of the relevant meeting had been drafted in a manner to conceal that fact. The respondent was represented by Mr. Robert Baine. The bench trial was heard by Senior Judge Herb Lasky who found that the board minutes, which reflected that Mr. Corley had abstained, were more persuasive than the testimony of the other board members and the board secretary and allowed him to remain in office.

- *State of Missouri v. Patsy Olvera* (Lafayette County Case/Trial Held in Ray County on a Change of Venue)

The defendant, the Recorder of Deeds for Lafayette County, was represented by Mr. Farrell Hockemeier. The Honorable Joseph Dandurand presided. The defendant was charged with multiple counts of stealing, filing false affidavits and related crimes associated with the operation of her office. Her conduct was discovered by the State Auditor during an audit of the office. After a multiple day trial, the jury found the defendant not guilty.

- *State of Missouri v. Roussin et al.* (United States District Court, Eastern District of Missouri, Case No. 4:93-CV-02633-DJS)

This was a civil RICO action brought in federal court against eleven defendants relating to their role in the Second Injury Fund scandal. The case was before Federal District Judge Donald Stohr. Opposing counsel included Mr. Ronald Jenkins, Mr. James Leonard, Mr. David Capes, Mr. Mark Neill and Mr. Barry Short. After three years of protracted litigation that included ancillary actions and appeals brought to gain access to federal grand jury materials, the matter was settled with all defendants with the exception of one against whom a default judgment was entered. This lawsuit led to the recovery of more than \$1 million on behalf of the State of Missouri.

- *State ex rel. Jeremiah W. (Jay) Nixon v. Bettie Johnson* (Boone County)(Case Nos. 1396CC066158; 1396CC066159; 1396CC066172)
- *State ex rel. Jeremiah W. (Jay) Nixon v. Melba Houston* (Lincoln County)

These were actions brought in Boone and Lincoln Counties to expunge liens filed against judges, prosecutors and law enforcement officers by members of an anti-government group. These actions predated legislation creating a specific legal mechanism to expunge these types of harassing filings. I filed petitions seeking writs of mandamus and expungement actions against the recorders of deeds in both counties to take all necessary action to remove the liens from the public record. The counties were represented by Mr. John Patton (Boone County) and Mr. Tom Burkemper (Lincoln County). The matters were heard by the Honorable Frank Conley (Boone County) and the Honorable Fred Rush (Lincoln County). All actions were successful.

c) **Judicial Experience**

Not applicable

12. Describe any additional legal experience that you believe may be relevant to the decision of the commission (e.g., work as a law professor, in government, as corporate or other legal counsel).

For the past seven years, I have served as Counsel to the Governor of the State of Missouri. In this capacity, I have conducted a legal review on every piece of legislation passed by the General Assembly since 2009. This intense and profoundly important annual process has uniquely prepared me to analyze and interpret statutes. In those instances where legal issues were identified in

legislation, it has been my further responsibility to draft a veto message explaining the legal infirmities.

In addition, I have had the privilege to supervise a judicial selection process that has resulted in the appointment of more than 100 judges to all levels of the judiciary. I have met hundreds of applicants who have impressed me with their passion for the law, attraction to public service and deep intellect.

Lastly, I have gained a keen understanding of the workings of state government during the past twenty-four years. I am familiar with administrative proceedings, the legislative and budget process, the laws and procedures applicable to executive branch agencies and civil and criminal litigation.

My experience has been diverse and has provided me with a well-rounded body of work that has prepared me for a position on the Missouri Court of Appeals.

13. List all bar associations and other professional societies of which you are a member, with any offices held and dates.

I have been a member of The Missouri Bar since October 2, 1992. I have also been a member of the Massachusetts Bar since February 5, 1993. I placed my Massachusetts license in inactive status several years ago.

14. Describe your efforts (e.g., work on bar committees, pro bono efforts, CLEs presented, etc.) to contribute to the improvement of the law, the legal system and the administration of justice.

For the past twenty-four years, I have served the citizens of Missouri – first in the Attorney General’s Office and more recently as a senior member of the Governor’s staff. Devotion to public service is a trait engrained in me and my family. My father, uncle, and grandfather each had long careers in law enforcement and both of my brothers have continued that tradition – one as a deputy sheriff and the other as a New Hampshire State Trooper. I was raised to understand that public service is a calling that mandates adherence to high standards, hard work and honest effort.

I have been guided in my career by a respect for the law and an appreciation that our legal system must enjoy the trust of the public. As a public sector attorney, I recognize and embrace the necessity of maintaining this trust. Engaging with young attorneys as they learn the practice of law has a lasting impact on their development. It was this belief that motivated me to take a particular interest in mentoring new assistant attorneys general during my tenure in that office. I often involved young attorneys in my cases, spent considerable time explaining the

reasons for particular approaches and facilitated open communication. It was not enough to simply implement a decision or litigation strategy. I believed it was equally important that a young attorney understand why we were employing a particular tactic.

I have continued this approach as Counsel to the Governor through regular interactions with attorneys across the executive branch. In addition, my current position permits me to regularly address groups visiting the capitol interested in both the legislative process and, more generally, our justice system. I often meet with these groups in an effort to demystify the process of enacting and implementing laws and to discuss legal issues that confront executive branch agencies. It is imperative for those in public service to make an affirmative effort to be available to the citizens. Such interactions and transparency provide the public a better comprehension of the legal system and the operations of government and help instill confidence that our administration of justice is open and fair to all.

15. List your community activities, including any organizations not listed elsewhere with which you are affiliated.

I attend The Crossing Church in Columbia. I am a member of the Missouri Association of State Troopers Emergency Relief Society (MASTERS) which is an organization that assists the families of members of the Missouri State Highway Patrol that have lost their lives in the line of duty. In addition, I have assisted and supported a variety of youth sports teams on which my children have participated.

16. Describe your activities (e.g., speeches, presentations, educational activities, etc.) undertaken to further public understanding of and respect for courts and the judicial system and to promote access to justice for all.

As indicated in response to question 14, I regularly address groups visiting the capitol on issues relating to the legislative process and our legal system. In addition, I make presentations to gubernatorial appointees on the sunshine law as well as conflicts of interest and ethics issues at regular training sessions held by the Office of the Governor.

During my tenure at the Attorney General's Office, I presented at our annual Ethics in Government seminar which typically included approximately 300 local government officials. I also made regular presentations at in-house CLEs relating to litigation and ethics and often spoke to organizations and associations around the state on a variety of legal topics and issues.

17. List any professional articles or books authored by you that have been published or any special recognition or award of a professional nature you have received.

I co-wrote an article entitled "Combating Common Law Courts" that was published in the American Bar Association's Criminal Justice Magazine (Spring 1998).

I was a 2014 recipient of the Patrick Henry Award from the National Guard Association of the United States (NGAUS). This recognition is presented to civilians "who in a position of great responsibility distinguished themselves with outstanding and exceptional service to the Armed Forces of the United States, the National Guard or NGAUS."

I was presented an award of special recognition by the Kansas City Lodge of the Fraternal Order of Police for my efforts in support of law enforcement.

18. Do you now hold or have you ever held an elective or an appointive public office or position? If yes, provide details.

- I served as an Assistant Attorney General from August 1992 to January 2009.
- I have served as Counsel to the Governor of Missouri since January 2009.

19. Provide the branches and dates of (a) military service or (b) other public service not otherwise disclosed in this application. If discharged from the military, state whether the discharge was other than honorable.

Not applicable

20. State whether you are able, with or without a reasonable accommodation, to perform the essential functions of being an appellate judge, including participating in oral argument; performing legal research; communicating clearly and effectively, both orally and in writing; supervising the lower courts, serving on court committees and performing other administrative functions; and expeditiously deciding issues coming before the court.

I am able to perform the essential functions of an appellate judge.

21. Were you ever refused admission to the bar of Missouri or the bar of another state or the federal courts? If yes, provide details.

No.

22. Have you ever been disciplined, admonished or cited for a breach of ethics or professional conduct by the Supreme Court of Missouri or by any court or bar association or committee thereof? If yes, provide details.

No.

23. If you are or were a member of the judiciary of the State of Missouri, please state:

- a) Whether an order of discipline ever has been entered against you by the Supreme Court of Missouri for breach of the Code of Judicial Conduct or the Canons of Judicial Conduct. If yes, provide details.

Not applicable.

- b) Whether a reprimand or admonition ever has been entered against you by the Commission on Retirement, Removal and Discipline for any of the causes specified in Supreme Court Rule 12.07. If yes, provide details.

Not applicable.

24. Have you have ever been held in contempt of court? If yes, provide details.

No.

25. Have you ever been sued by a client or been a party to any other litigation, other than as guardian ad litem, plaintiff ad litem, or defendant ad litem?

If your answer is yes, state the style of the case, where it was filed, and explain in detail. If you are a judge and you have been sued in your judicial capacity, list only those cases where you are or were other than a nominal party.

- *Andrew J. Cella v. Theodore Bruce et al.* (Case No. 00CV325321)(Cole County)
- *Alice Jean Logan v. Theodore Bruce et al.* (Case No. 00CV126922)(St. Charles County)

I was sued on two occasions in my capacity as an assistant attorney general. Both suits were brought by pro se litigants relating to my participation in the prosecution of members of an anti-government group that operated in the Lincoln

County area. Both matters were quickly dismissed with prejudice by the trial court.

- *Edward Ardini v. Dr. Arthur Bowman, M.D.* (Norfolk County (Mass.) Superior Court).

I was a plaintiff in a medical malpractice case brought in approximately 1988 relating to a surgical procedure. The case resulted in a defense verdict.

26. Have you ever pleaded guilty, been convicted or received a suspended imposition of sentence for a felony or misdemeanor in any state, federal or military court? *(Note that this question does not require that minor traffic offenses or other infractions be listed.)*

If your answer is yes, state the style of the case, where it was filed, and explain in detail.

No.

27. Are you delinquent in the payment of any federal, state, county or city taxes? If yes, provide details.

No.

28. You must attach to this application at least one, but not more than three, writing samples that comply with the requirements set out in the instructions for applicants.

See Attached.

29. List/describe any additional honors or awards you have received, activities you have performed, or any other information not set out above that demonstrates the quality of your work as an attorney or that you otherwise believe is relevant to the commission's decision.

See previous response to Question 17.

Please list the names of **five** persons whom you will ask to provide letters of reference for you with respect to your judicial qualifications. Do **not** list as a reference a judge of the court involved. As to each of the five references, **please provide name, title, mailing address, telephone and e-mail address.**

1. The Honorable Nicole Colbert-Botchway
Associate Circuit Judge, 22nd Judicial Circuit
525 Washington Place
St. Louis, Missouri 63108
314-719-7840
Nicole-Colbert@sbcglobal.net
2. Ms. Mary Nelson
General Counsel, St. Louis Community College
300 South Broadway
St. Louis, Missouri 63102
314-539-5330
Fullnelsonlaw1@yahoo.com
3. Mr. Wally Bley
Bley and Evans
1000 W Nifong Blvd #200
Columbia, Missouri 65203
(573) 443-8385
bley@bleyevanslaw.com
4. Mr. Leland Shurin
Shaffer, Lombardo and Shurin
2001 Wyandotte Street
Kansas City, Missouri 64108
816-931-0500
Lshurin@sls-law.com
5. Mr. Don Downing
Gray, Ritter & Graham, P.C.
701 Market Street, Suite 800
St. Louis, Missouri 63101
314-732-0728
Ddowning@grgpc.com

Please note that it is your responsibility to contact your references, although if you intend to use as a reference a federal judge or other individual who only can provide a reference upon a specific request by the interviewing authority, please advise the commission and it will send that reference such a request.

***AUTHORIZATION FOR RELEASE OF AND CERTIFICATION
OF ACCURACY OF INFORMATION***

By my signature on this form, I certify that all statements made in my application and attachments thereto are correct and that if I am selected by the commission and appointed to the office for which I seek appointment, I will accept the appointment, qualify, and promptly enter upon the performance of the duties of that office as provided by law.

By my signature to this form, I further authorize: (1) the commission by its chairperson to obtain relevant information, including but not limited to documents, records, and files about me from educational, law enforcement and disciplinary authorities and from employers and others who may have control of any documents, records, or other information pertaining to my application and suitability for the appointment I am seeking, and (2) the commission and its members to make such additional inquiries and to receive and share amongst themselves such additional information they shall deem appropriate in determining my qualifications for the position for which I seek appointment and the accuracy of my responses to the questions in this application and in otherwise fulfilling its duties. The information obtained under (1) and (2) above shall be made available only to the members of the Appellate Judicial Commission and their staff as necessary to perform their duties.

Notwithstanding the above, by my signature on this form, and in accordance with Supreme Court Rule 10, if I am one of the three nominees listed on the certificate of nomination sent to the governor, I authorize the commission to: (1) send a complete copy of this application and attachments to the governor, and (2) publicly release a copy of the application and attachments, so as to inform the public as to my qualifications for the position for which I am applying, and thereby waive any objections and rights I have with reference to the privacy of all information contained in the answers and attachments to this form, with the exception of the cover page (which contains personal and confidential identifying addresses, telephone numbers and similar information).

This authorization shall remain in full force and effect until revoked by me in writing.

By: _____



Dated: _____

4-14-16